IN THE HIGH COURT OF UTTARAKHAND AT NAINITAL.

Writ Petition No. 6731(S/S)01
(Old no. 10249/95)

Maruti Shreegrey S/o Sri Sidhrath Shreegrey,
Kurshi Bunkar, Hemwati Nandan Bahuguna,
Garhwal University, Srinagar,
Pauri Garhwal. -----Petitioner.

Vs.

1. Hemwati Nandan Bahuguna, Garhwal University,
   Sri Nagar, Garhwal through its Registrar,
2. Chancellor, Hemwati Nandan Bahuguna,
   Gharwal University- Srinagar, at Lucknow,
3. Heeramani Bhatt, Clerk-
   Hemwati Nandan Bahuguna Garhwal University,
   Srinagar, Garhwal.

----Respondents.

Sri B.P. Nautiyal, learned counsel for the petitioner.
Sri J.P. Joshi, learned counsel for respondent nos. 1 & 2.
None for respondent no.3.

Hon'ble M.M. Ghildiyal, J.

Heard Sri B.P. Nautiyal, learned counsel for the petitioner. Sri J.P. Joshi, learned counsel for respondent nos. 1 & 2. None for respondent no. 3.

By means of this writ petition, the petitioner has prayed for the following reliefs:-

i. To issue writ, order or direction in the nature of mandamus commanding the respondent no.1 & 2 to promote the petitioner to the next grade of Rs. 950-1500 substantively from 01.01.1994 as "Natyak Lipik" Routine Clerk and not to give effect to order in promoting the junior and lower in grade employees in lieu of the petitioner,

ii. To issue writ, order or direction commanding the respondent no.1 to pay the salary of petitioner in the

grade of Rs. 950-1500 substantively in compliance of the seniority and promotion with effect from 01.01.1994,

iii. To issue any such other writ, order or direction which this Hon'ble Court may deem fit and proper in the circumstances of the case,

iv. To award the costs of the writ petition to the petitioner.

Stand of the petitioner is that he was appointed in the year 1982 as "Kursi Bunkar" with the respondent-University. The respondent no. 3, who was also appointed as "Kursi Bunkar" subsequent to the petitioner, has already been promoted on the post of Routine Grade Clerk in the University.

In support of his arguments and the averments made in the writ petition, learned counsel for the petitioner could not show any provision under which a "Kursi Bunkar" can be promoted on Class-III post.

In any case, the petitioner may approach to the Appropriate Authority, by moving representation, for redressal of his grievances and the Appropriate Authority may decide the same, if any moved by the petitioner, within a period of two months from the date of production of a certified copy of this order.

With this direction, the writ petition is finally disposed of. No order as to costs.

(M.M. Ghildiyal, J.)

August 6, 2007:
NCM: